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FINJAN, INC.

**IN THE UNITED STATES DISTRICT COURT**  
**FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
**SAN JOSE DIVISION**

FINJAN, INC.,

Plaintiff,

v.

SONICWALL, INC.,

Defendant.

Case No.: 5:17-cv-04467-BLF-VKD

**PLAINTIFF FINJAN, INC.'S RESPONSE  
TO THE COURT'S ORDER OF  
REDACTION RE ORDER [DKT. NO. 269]**

## I. INTRODUCTION

Plaintiff Finjan, Inc. (“Finjan”) provides this response to the Court’s Order of Redaction (Dkt. No. 269) regarding the Court’s Order on a Discovery Dispute Regarding Privilege Claims (Dkt. No. 268, the “Order”). Finjan seeks to seal only one portion of the Order, which contains an excerpt from a confidential agreement between Finjan and non-party, Cisco Systems, Inc. (“Cisco”).

Identification of Document to be Sealed	Portions of Document to be Sealed	Designating Party	Reasons for Sealing
Order re Discovery Dispute re Privilege Claims (Dkt. No. 268)	Highlighted portion at Page 2, lines 19-23	Finjan	This excerpt of the Order contains an excerpt from the confidential agreement between Cisco Systems, Inc. and Finjan.

## II. ARGUMENT

Finjan seeks to seal the confidential information indicated above and highlighted in the attachment to the Declaration of Aaron Frankel in Support of Finjan’s Response (“Frankel Declaration”). Mindful of the Stipulated Protective Order and also Civil Local Rule 79-5, Finjan supports the public filing of the entire Order, with the exception of the five lines on page 2 of the Order that are quoted from the confidential agreement between Finjan and Cisco.

As set forth in the accompanying Frankel Declaration, the excerpt for which redaction is requested contains confidential business information relating to the relationship between Finjan and third-party Cisco and is designated as “Highly Confidential – Attorneys’ Eyes Only” under the Protective Order in this case. Specifically, Finjan previously attached the confidential agreement between Finjan and Cisco as Exhibit 2 to the Frankel Declaration in Support of Finjan’s Submission of Documents for *In Camera* Review Relating to the Joint Discovery Letter Brief and requested this document to be filed under seal. *See* Dkt. Nos. 256, 258. Consistent with the Court’s July 9th Order (Dkt. No. 270) granting Finjan’s request to seal the confidential agreement between Finjan and Cisco

under the good cause standard, Finjan now requests that the highlighted portion at page 2, lines 19-23 of the Order to be filed under seal.

Attached hereto are redacted and unredacted versions of the Order.

### III. CONCLUSION

Finjan has shown good cause for this request to file the above-referenced excerpt of the Court's Order under seal. This request is narrowly tailored to seal only information that is regarded as confidential. For these reasons, Finjan respectfully requests that the Court seal the excerpt indicated above.

Respectfully submitted,

Dated: July 17, 2020

By: /s/ Aaron Frankel

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